

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
MAGISTRATE CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM

OCT 20 2005

MARY L.M. MORAN
CLERK OF COURT

CASE NO. MG-05-00041

DATE: October 20, 2005

HON. JOAQUIN V. E. MANIBUSAN, JR., Magistrate Judge, Presiding
Court Recorder: Wanda M. Miles
Hearing Electronically Recorded: 12:03:54 - 12:19:25

Law Clerk: Judith Hattori
Courtroom Deputy: Leilani Toves Hernandez
CSO: J. McDonald

*****APPEARANCES*****

DEFT: MING CHEN

ATTY: WILLIAM GAVRAS

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

U.S. ATTORNEY: KARON JOHNSON

AGENT: MIKE HERNANDEZ, B.I.C.E.

U.S. PROBATION: JUDY OCAMPO

U.S. MARSHAL: G. PEREZ

INTERPRETER: FOO MEE CHUN CLINARD

LANGUAGE: MANDARIN

PROCEEDINGS: CHANGE OF PLEA

() COMPLAINT READ TO DEFENDANT

() FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: _____, ATTORNEY APPOINTED

(X) DEFENDANT SWORN AND EXAMINED: AGE: 28 SCHOOL COMPLETED: MIDDLE SCHOOL

() DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES

() GOVT SUMMARIZES THE EVIDENCE () GOVT SUBMITS TO THE PLEA AGREEMENT

(X) COURT QUESTIONS DEFENDANTS REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA

() DEFENDANT WAVES READING OF () COMPLAINT () INFORMATION () INDICTMENT

(X) PLEA ENTERED: (X) GUILTY () NOT GUILTY - TO: IMPROPER ENTRY BY AN ALIEN

() COUNT(S) _____ DISMISSED ON GOVERNMENT'S MOTION

(X) PLEA AGREEMENT FILED: NO WRITTEN PLEA AGREEMENT PLEA: (X) ACCEPTED () REJECTED

() COURT ORDERS PLEA AGREEMENT SEALED

() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.

(X) SENTENCING DATE: FEBRUARY 7, 2006 at 9:30 A.M.

(X) PRESENTENCE REPORT ORDERED AND DUE TO PARTIES: 12/13/2005 DUE TO THE COURT: 01/20/2006

PROCEEDINGS CONTINUED TO: _____ at _____

() DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)

(X) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING (X) DETENTION

() DETENTION HEARING REQUESTED BY _ GOVT _ DEFT IS SET FOR: _____ at _____

() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Defendant entered a straight up guilty plea, no written plea agreement was filed.

Courtroom Deputy: Leilani Toves Hernandez